

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
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Frank Rösl et al ) Group Art Unit: Unassigned  
 )  
Application No.: Unassigned ) Examiner: Unassigned  
 )  
Filed: July 6, 2001 )  
 )  
For: NOVEL REGULATORY )  
SEQUENCES OF THE MCP-1 GENE )

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Before examination of the referenced application, kindly amend claims 5, 7, 9, 11,

14 and 15 as follows:

**IN THE CLAIMS:**

A<sup>2</sup> 5. (Amended once) The nucleic acid molecule of claim 1, wherein the hypersensitivity sequences (b) contain mutations resulting in a modified DNase I hypersensitivity, S1 hypersensitivity and/or altered interaction with transcription factors.

A<sup>3</sup> 7. (Amended once) A recombinant vector containing the nucleic acid molecular of claim 1.

A<sup>4</sup> 9. (Amended once) A recombinant host cell which contains a nucleic acid molecule according to claim 1.